

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

SCOTT NICHOLS,

Plaintiff

v.

ENTERASYS NETWORKS, INC.,

Defendant

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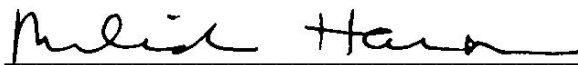
CIVIL ACTION NO. H-05-1362

FINAL SUMMARY JUDGMENT

On this day, 2 May 2006, in the action pending between Plaintiff, Scott Nichols, and Defendant, Enterasys Networks, Inc., the court issued its Memorandum Opinion and Order that Plaintiff's claims must be dismissed as a matter of law, and the court hereby

ORDERS that Plaintiff take nothing and that Defendant is awarded its costs.

SIGNED at Houston, Texas, this 2nd day of May, 2006.



MELINDA HARMON
UNITED STATES DISTRICT JUDGE